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PATENT

Paper No.

File: Proflowers-P1-01

Date: August 29, 2007

Refer K. Trzyna (Reg. No. 32-601)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors

David McCarter, Jared Schutz

Serial No.

09/776,956

Filed

February 5, 2001

For

GENERATING A COURIER SHIPPING LABEL OR THE

LIKE, INCLUDING AN ORNAMENTAL GRAPHIC

DESIGN, AT A NON-COURIER PRINTER

Group Art Unit

2622

Examiner

Lamb, Twyler Marie

MS: Fee Amendment Commissioner of Patents P.O. Box 1450

Alamaratica VA 0004

Alexandria, VA 22313-1450

## **INFORMATION DISCLOSURE STATEMENT**

SIR:

This Information Disclosure Statement is being filed pursuant to the duty of disclosure, candor, and good faith embodied in 37 C.F.R. §§ 1.56 and 1.97 owed by the inventor, the inventor's assignee substantively involved in the application, and the patent attorney to the United States Patent and Trademark Office. In those cases from which the instant case claims priority, particularly Serial No. 09/149,650, filed September 8, 1998, Applicant has previously submitted patents, publications, and/or other information of which the inventor is aware to help make this information of record. The Examiner is reminded to check those files for such materials.

Serial No. 09/776,956 Atty. Ref. No. Proflowers-P1-01

Art Unit: 2622

It is respectfully requested that this Information Disclosure Statement be entered and the reference(s) listed on the attached PTO-1449 be considered by the Examiner and made of record.

In accordance with 37 C.F:R. § 1.98(d), copies of the listed references are enclosed.

In accordance with 37 C.F.R. § 1.97(g), (h), this Information Disclosure Statement is not to be construed as representation that a search has been made, and is not to be construed to be an admission that the information disclosed is, or is considered to be, prior art with respect to the present application or material to patentability as defined in 37 C.F.R. § 1.56. This Information Disclosure Statement shall not be construed to mean that no other material information, as defined in 37 C.F.R. § 1.56, exists.

This Information Disclosure Statement is being filed after receipt of the first Office Action reflecting an examination on merits. Thus, in accordance with 37 C.F.R. § 1.97(c), a fee is due. Should any additional fees be deemed necessary, the Commissioner is authorized to charge any deficiency or to credit any over payment to Deposit Account No. 50-0235.

Respectfully submitted,

Date: August 29, 2007

Peter K. Trzyna

(Reg. No. 32,601)

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Form PTO-1449 (modified) Atty. Docket No. Proflowers-P1-01 Serial No. 09/776,956 of Patents and Publications for Applicant's Applicant: David McCarter, et al. INFORMATION DISCLOSURE STATEMENT Filing Date: Group: Feb. 5, 2001 (Use several sheets if necessary) **U.S. Patent Documents** Foreign Patent Documents Other Art See Page 1 See Page 1 See Page 1

#### **U.S. Patent Documents**

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date if App.
	Αl	4,622,768	Nov. 18, 1986	Moreau	40	124.1	Feb. 25, 1985
	A2	5,706,106	Jan. 6, 1998	Monoghan	.359	1	May 25, 1995
	A3	6,085,126	Jul. 4, 2000	Mellgren, III et al.	700	233	Nov. 21, 1997
,	A4	6,206,750	Mar. 27, 2001	Barad et al.	446	268	Oct. 30, 1998

# **Foreign Patent Documents**

Exam. Init.	Ref. Des.	Document Number	Date	Country	Class	Sub Class	Translation Yes/No
	B1						•
	B2						

# Other Art (Including Author, Title, Date, Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation			
	CI	"Office Action," USPTO, For Ser. No. 09/847,644, dated June 3, 2003			
	C2	"Office Action," USPTO, For Ser. No. 09/847,644, dated December 31, 2003			
	C3	"Office Action," USPTO, For Ser. No. 09/847,644, dated January 12, 2005			
	C4	"Office Action," USPTO, For Ser. No. 09/847,644, dated March 8, 2006			
	C5	"Office Action," USPTO, For Ser. No. 09/847,644, dated July 12, 2006			
- 21	C6	"Office Action," USPTO, For Ser. No. 09/847,644, dated March 30, 2007			

Examiner:	DATE CONSIDERED:

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.